

1 Thomas H. Bienert, Jr., CA State Bar No. 135311, *admitted pro hac vice*  
2 Whitney Z. Bernstein, CA State Bar No. 304917, *admitted pro hac vice*  
BIENERT, MILLER & KATZMAN, PLC  
3 903 Calle Amanecer, Suite 350  
4 San Clemente, California 92673  
Telephone: (949) 369-3700  
5 Facsimile: (949) 369-3701  
6 Email: tbienert@bmkattorneys.com  
wbernstein@bmkattorneys.com  
7 *Attorneys for James Larkin*

8 Paul J. Cambria, Jr., CA State Bar No. 177957, *admitted pro hac vice*  
9 Erin E. McCampbell, NY State Bar No. 4480166, *admitted pro hac vice*  
LIPSITZ GREEN SCIME CAMBRIA LLP  
10 42 Delaware Avenue, Suite #120  
11 Buffalo, New York 14202  
Telephone: (716) 849-1333  
12 Facsimile: (716) 855-1580  
13 Email: pcambria@lglaw.com  
emccampbell@lglaw.com  
14 *Counsel for Michael Lacey*

15 Additional counsel listed on next page  
16

17 IN THE UNITED STATES DISTRICT COURT  
18 FOR THE DISTRICT OF ARIZONA

19 United States of America,  
20

21 Plaintiff,  
22

23 v.  
24

Backpage.com LLC, Website  
25 Technologies LLC, Posting Solutions  
26 LLC, Amstel River Holdings LLC, Ad  
Tech BV, and UGC Tech Group CV,  
27

28 Defendants.

Case No. 18-CR-0465-SPL

**SECOND JOINT MOTION TO CONTINUE  
ANCILLARY HEARING**

Hon. Steven P. Logan  
Date: January 25, 2019  
Time: 9:30 a.m.

Gary S. Lincenberg, CA State Bar No. 123058, *admitted pro hac vice*  
Ariel A. Neuman, CA State Bar No. 241594, *admitted pro hac vice*  
BIRD, MARELLA, BOXER, WOLPERT, NESSIM,  
DROOKS, LINCENBERG & RHOW, P.C.  
1875 Century Park East, 23rd Floor  
Los Angeles, CA 90067-2561  
Telephone: (310) 201-2100  
Facsimile: (310) 201-2110  
Email: glincenberg@birdmarella.com  
aneuman@birdmarella.com

*Counsel for John Brunst*

Michael L. Piccarreta, AZ Bar No. 003962  
PICCARRETA DAVIS KEENAN FIDEL PC  
2 E Congress St., Suite 1000  
Tucson, Arizona 85701  
Telephone: (520) 622-6900  
Facsimile: (520) 622-0521  
Email: mlp@pd-law.com

*Counsel for Andrew Padilla*

Stephen M. Weiss, AZ Bar No. 002261  
KARP & WEISS PC  
3060 N Swan Rd.  
Tucson, Arizona 85712  
Telephone: (520) 325-4200  
Facsimile: (520) 325-4224  
Email: sweiss@karpweiss.com

*Counsel for Joye Vaught*

Bruce Feder, AZ Bar No. 004832  
FEDER LAW OFFICE, P.A.  
2930 E. Camelback Road, Suite 160  
Phoenix, Arizona 85016  
Telephone: (602) 257-0135  
Email: bf@federlawpa.com

*Counsel for Scott Spear*

Additional counsel listed on next page

1 Daniel James Quigley, AZ Bar No. 011052  
2 DANIEL J QUIGLEY PLC  
3 5425 E Broadway Blvd., Ste. 352  
4 Tucson, AZ 85711  
5 Telephone: (520) 867-4430  
6 Email: quigley@djqpplc.com  
7 *Counsel for Medalist Holdings Incorporated;*  
8 *Leeward Holdings LLC;*  
9 *Camarillo Holdings LLC;*  
10 *Vermillion Holdings LLC;*  
11 *Shearwater Holdings LLC;*  
12 *Broadway Capital Corporation LLC;*  
13 *Remnant Corporation LC;*  
14 *Harbor Property Holdings LLC; and*  
15 *Cereus Properties LLC*  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**SECOND JOINT MOTION TO CONTINUE ANCILLARY HEARING**

It is not expected that any excludable delay will occur as a result of this motion or an order based thereon.

The parties respectfully jointly request that the hearing on all pending Petitions for Determination of Third Party Interest in Property Subject to Forfeiture<sup>1</sup> presently set for January 25, 2019 at 9:30 a.m. (*see* Doc. 75) be continued for at least six months. This continuance is jointly requested by the third-party petitioners as well as by government counsel to permit all parties reasonable time necessary for effective preparation of the substantive evidentiary hearing, taking into account due diligence, the press of business, and the parties' related litigation and upcoming hearings in other jurisdictions.

Movants maintain their request for a stay and postponement of this hearing as laid out in Doc. 51 (with joinders at Docs. 52, 53, 54, 55, 56, and 57). Likewise, the government maintains its request for a continuance of this hearing as previously laid out in Doc. 59. Nonetheless, all parties respectfully jointly request a continuance of the January 25, 2019 hearing date until at least July 25, 2019.

Respectfully submitted,

Dated: January 14, 2019

BIENERT, MILLER & KATZMAN, PLC  
s/ Thomas H. Bienert

Thomas H. Bienert  
Whitney Z. Bernstein  
Attorneys for James Larkin

LIPSITZ GREEN SCIME CAMBRIA LLP  
s/ Paul J. Cambria, Jr.

Paul J. Cambria, Jr.  
Erin McCampbell  
Attorneys for Michael Lacey

---

<sup>1</sup> In the Court's previous order continuing this ancillary hearing (ECF Doc. No. 75), the Court specified that all pending Petitions include ECF Doc. Nos. 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 61, 62, 64, 65, 66, 67, 68, 69, 70, 71, 72, and 73.

BIRD MARELLA BOXER WOLPERT NESSIM  
DROOKS LINCENBERG AND RHOW

s/ Gary S. Lincenberg

Gary S. Lincenberg

Ariel A. Neuman

Attorneys for John Brunst

FEDER LAW OFFICE, P.A.

s/ Bruce Feder

Bruce Feder

Attorneys for Scott Spear

PICCARRETA DAVIS KEENAN FIDEL PC

s/Michael L. Piccarreta

Michael L. Piccarreta

Attorneys for Andrew Padilla

KARP & WEISS PC

s/Stephen M. Weiss

Stephen M. Weiss

Attorneys for Joye Vaught

DANIEL J QUIGLEY PLC

s/Daniel J. Quigley

Daniel J. Quigley

Attorneys for Medalist Holdings Incorporated;

Leeward Holdings LLC; Camarillo Holdings

LLC; Vermillion Holdings LLC; Shearwater

Holdings LLC; Broadway Capital Corporation

LLC; Remnant Corporation LC; Harbor Property

Holdings LLC; and Cereus Properties LLC

UNITED STATES ATTORNEY

s/John J. Kucera

John J. Kucera

Assistant U.S. Attorney

## CERTIFICATE OF SERVICE

I certify that on this 14th day of January 2019, I electronically transmitted a PDF version of this document to the Clerk of the Court, using the CM/ECF System, for filing and for transmittal of a Notice of Electronic Filing to the following CM/ECF registrants listed below.

/s/ Toni Thomas  
Toni Thomas

David Lawrence Botsford, Botsford & Roark, dbotsford@aol.com  
 Erin E. McCampbell, Lipsitz Green Scime Cambria LLP, emccampbell@lglaw.com  
 Paul John Cambria, Jr., Lipsitz Green Scime Cambria LLP, pcambria@lglaw.com  
 Daniel James Quigley, Daniel J Quigley PLC, quigley@djqpplc.com  
 Michael L. Piccarreta, Piccarreta Davis Keenan Fidel PC, mlp@pd-law.com  
 Anthony R. Bisconti, Bienert Miller & Katzman PLC, tbisconti@bmkattorneys.com  
 Kenneth M. Miller, Bienert Miller & Katzman PLC, kmiller@bmkattorneys.com  
 Thomas H. Bienert, Jr., Bienert Miller & Katzman PLC, tbienert@bmkattorneys.com  
 Whitney Z. Bernstein, Bienert Miller & Katzman PLC, wbernstein@bmkattorneys.com  
 K. C. Maxwell, Maxwell Law PC, kcm@kcmaxlaw.com  
 Adam Christian Page, Karp & Weiss PC, apage@karpweiss.com  
 Stephen M. Weiss, Karp & Weiss PC, sweiss@karpweiss.com  
 Ariel A. Neuman, Bird Marella, aan@birdmarella.com  
 Gary S. Lincenberg, Bird Marella, gsl@birdmarella.com  
 Gopi K. Panchapakesan, Bird Marella, gkp@birdmarella.com  
 Michael D. Kimerer, Kimerer & Derrick PC, MDK@kimerer.com  
 Rhonda Elaine Neff, Kimerer & Derrick PC, rneff@kimerer.com  
 Bruce S. Feder, Feder Law Office PA, bf@federlawpa.com  
 Andrew C. Stone, Assistant U.S. Attorney, andrew.stone@usdoj.gov  
 John J. Kucera, Assistant U.S. Attorney, john.kucera@usdoj.gov  
 Kevin M. Rapp, Assistant U.S. Attorney, kevin.rapp@usdoj.gov  
 Margaret Wu Perlmeter, Assistant U.S. Attorney, Margaret.perlmeter@usdoj.gov  
 Reginald E. Jones, Assistant U.S. Attorney, reginald.jones@usdoj.gov  
 Peter Shawn Kozinets, Assistant U.S. Attorney, peter.kozinets@usdoj.gov

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

v.

Backpage.com LLC, Website  
Technologies LLC, Posting Solutions  
LLC, Amstel River Holdings LLC, Ad  
Tech BV, and UGC Tech Group CV,

Defendants.

No. 18-CR-00465-SPL

**[PROPOSED] ORDER GRANTING  
SECOND JOINT MOTION TO  
CONTINUE ANCILLARY HEARING**

Before the Court is Movants' and Government's Second Joint Motion to Continue Ancillary Hearing (Doc. \_\_\_\_). Having considered the Movants' and Government's request,

**IT IS ORDERED** that the Second Joint Motion to Continue Ancillary Hearing is granted. The hearing on all pending Petitions for Determination of Third Party Interest in Property Subject to Forfeiture presently set for January 25, 2019 at 9:30 a.m. is **vacated and reset** for \_\_\_\_\_ in Courtroom 501, 401 West Washington Street, Phoenix, AZ 85003 before the Honorable Steven P. Logan.

**IT IS FURTHER ORDERED** that excludable delay under 18 U.S.C. § 3161(h) will not result from the grant of this Order.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Honorable Steven P. Logan  
United States District Judge